

OFFICE OF THE CHIEF OF POLICE

SPECIAL ORDER NO. 17

August 5, 2005

SUBJECT: MISCELLANEOUS MANUAL AMENDMENT

PROCEDURE:

PRIVATE PERSON'S ARREST PROCEDURES - REVISED. Section 4/216.32 of the Department Manual requires that when a private person's arrest is or appears to be illegal, the individual requesting police action shall be advised of the provisions of California Penal Code Section 847. If the individual insists on the arrest, he or she shall be referred to the Office of the City Attorney.

However, an audit by Detective Bureau revealed that the Office of the City Attorney has no provisions to initiate any criminal proceeding based on direct citizen's crime complaint and it has no operational entity established to field this type of citizen concern. *Therefore, if an individual insists on a private person's arrest, he or she shall be informed to seek his or her own legal counsel.*

AMENDMENT: This Order amends Section 4/216.32 of the Department Manual.

AUDIT RESPONSIBILITY: The Commanding Officer, Detective Bureau, shall monitor compliance with this directive in accordance with Department Manual Section 0/080.30.

WILLIAM J. BRATTON
Chief of Police

DISTRIBUTION "A"